

Karen S. White, AZ bar No.: 016820
United States Air Force Utility Law Field Support Center
139 Barnes Ave., Suite 1
Tyndall AFB, FL 32403
(850) 283-6575
Karen.White.13@us.af.mil

ORIGINAL



0000177374

BEFORE THE ARIZONA CORPORATION COMMISSION

2017 FEB 16 PM 1 11

Arizona Corporation Commission

COMMISSIONERS:

Doug Little, Chairman
Bob Stump
Bob Burns
Tom Forese
Andy Tobin

DOCKETED

FEB 16 2017

DOCKETED BY
GB

IN THE MATTER OF THE APPLICATION OF)
ARIZONA PUBLIC SERVICE COMPANY FOR A)
HEARING TO DETERMINE THE FAIR VALUE OF)
UTILITY PROPERTY OF THE COMPANY FOR)
RATEMAKING PURPOSES, TO FIX A JUST AND)
REASONABLE RATE OF RETURN THEREON, TO)
APPROVE RATE SCHEDULES DESIGNED TO)
DEVELOP SUCH RETURN)

Docket No. E-01345A-16-0036

IN THE MATTER OF FUEL AND PURCHASE POWER)
PROCUREMENT AUDITS FOR ARIZON PUBLIC)
SERVICE COMPANY)

Docket No. E-01345A-16-0123

Karen S. White, pursuant to Rule 38(a), Ariz. R. Sup. Ct., moves the Arizona Corporation Commission ("Commission") to associate Lanny L. Zieman and Natalie A. Cepak, attorneys for the Federal Executive Agencies, as counsel pro hac vice in this action. In support of this motion and pursuant to Rule 38(a)(3)(C), the following original documents are attached:

1. Verified Application to Appear Pro Hac Vice;
2. Certificates of Good Standing; and
3. State Bar of Arizona Notice of Receipt of Complete Application

Ms. White hereby agrees to serve as local counsel in this matter and accepts the responsibilities detailed in Rule 39(a)(2), Ariz. R. Sup. Ct.

RESPECTFULLY SUBMITTED THIS 1st day of February, 2017.

By 
Karen S. White
USAF Utility Law Field Support Center
139 Barnes Ave., Suite 1
Tyndall AFB, FL 32403

Original and 13 Copies of the
foregoing filed this 1st day of
February, 2017 to:

Docketing Supervisor
Docket Control
Arizona Corporation Commission
1200 W. Washington
Phoenix, AZ 85007

Copies of the foregoing
Electronically mailed this
1st day of February, 2016

All parties of Record

Arizona Corporation Commission

In the matter of the application of Arizona)
Public Service Company for a hearing to)
determine the fair value of utility property of)
the company for ratemaking purposes to fix a)
just and reasonable rate of return thereon to)
approve rate schedules designed to develop)
such return.)

CASE # E01345A-16-0036

E-01345A-16-0123

SBA App #1009974

In the matter of fuel and purchase power)
procurement audits for Arizona public)
service company.)

**NOTICE OF RECEIPT OF
COMPLETE APPLICATION**

NOTICE IS HEREBY given by THE STATE BAR OF ARIZONA that it has received the
verified application and fee from Lanny L Zieman.

In addition to this application, applicant has made the following applications to appear pro hac
vice, pursuant to Rule 39, within the previous three (3) years:

Title of Matter	Court/Agency	Date	Granted?
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Exhibit A, the original verified application and Exhibit B, the original Certificate(s) of Good
Standing are attached hereto.

DATED this 18th day of January 2017



Katherine Jendrisak
Resource Center Specialist
State Bar of Arizona

Original Mailed on this 18th day of January 2017 to:

Karen S White
U S Air Force Utility Law Field Support Center
139 Barnes Dr
Tyndall AFB, FL 32403



Attn: Pro Hac Vice Dept
P.O. Box 53099
Phoenix, AZ 85072-3099
Phone: 602-340-7239

For Official Use Only
App# 1009974
Bar Number# P199569

Overnight or Hand Delivery: visa
4201 N. 24th St., Ste 100
Phoenix, AZ 85016-6266

1/18/2017
\$505.00

Application for Appearance Pro Hac Vice

PART I: Applicant Information

Name of Applicant: Lanny L. Zieman

Firm/Company Name: Federal Executive Agencies - U.S. Air Force Utility Law Field Support Center

Office Address: 139 Barnes Drive, Suite 1, Tyndall Air Force Base, FL 32403

Telephone: (850) 282-8863 Fax: _____ Email Address: Lanny.Zieman.1@us.af.mil

Residence Address: 4016 Harlow Lane, Tyndall AFB, FL 32403

Title of cause or case where applicant seeks to appear: In The Matter of the application of Arizona Public Service Company for a hearing to determine the fair value...

Docket Number: E-01345A-16-0036

Court, Board, or Administrative Agency: Arizona Corporation Commission

Party on whose behalf applicant seeks to appear: Federal Executive Agencies

Pursuant to Arizona Supreme Court Rule 39(a)(4), the applicant shall complete the information below:

Courts to Which Applicant Has Been Admitted:
(Attach additional pages if necessary)

Date of Admission:

Bar Number:

Supreme Court State of Iowa

04/17/2009

26051

☒ Applicant is a member in good standing in such courts.

☒ Applicant is not currently disbarred or suspended in any court.

Applicant ☐ is / ☒ is not (select one) currently subject to any pending disciplinary proceeding or investigation by any court, agency or organization authorized to discipline attorneys at law. If yes, specify the jurisdiction, nature of investigation and contact information of the disciplinary authority investigating on an additional page.

In the preceding three (3) years, applicant has filed applications to appear as counsel under Ariz. R. Sup. Ct., Rule 39(a) in the following:

Title of Matter:	Docket #:	Court or Agency:	App Granted? (Y/N)
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____

This case or cause ☐ is / ☒ is not (select one) a related or consolidated matter for which applicant has previously applied to appear pro hac vice in Arizona. If this matter is a related or consolidated with any previous application, Applicant certifies that he/she will review and comply with appropriate rules of procedure as required in the underlying cause.

If applicable, please provide related or consolidated matter application or docket# _____

PART II: Local Counsel Information

Name of Arizona Local Counsel: Karen S. White

State Bar of Arizona Number: 016820

Address: 139 Barnes Drive, Suite 1, Tyndall Air Force Base, FL 32403

Telephone: (850) 283-6575

Fax: _____

Email Address: Karen.White.13@us.af.mil

☒ Local Counsel is a member in good standing.

☒ Local Counsel associating with a nonresident attorney in a particular cause shall accept joint responsibility with the nonresident attorney to the client, to opposing parties and counsel, and to court, board, or administrative agency in that particular cause.

PART III: Parties and Certification

Name(s) of each party in this cause and name and address of all counsel of record:

Party:

See attached service list

Counsel of Record:

See attached service list

Address:

See attached service list

Applicant is including with this application a nonrefundable application fee, payable to the State Bar of Arizona, in the amount of \$490.00. Fifteen percent of the non-refundable application fee paid pursuant to this section shall be deposited ☒ into a civil legal services fund to be distributed by the Arizona Foundation for Legal Services and Education entirely to approved legal services organizations, as that term is defined in subparagraph (f) of this rule.

Applicant is furnishing a certificate from the state bar or from the clerk of the highest admitting court of each state, territory, or ☒ insular possession of the United States in which the nonresident attorney has been admitted to practice law certifying the nonresident attorney's date of admission to such jurisdiction and the current status of the nonresident attorney's membership or eligibility to practice therein. The certificate furnished shall be no more than forty-five (45) days old.

Applicant certifies the following:

1. Applicant shall be subject to the jurisdiction of the courts and agencies of the State of Arizona and to the State Bar of Arizona with respect to the law of this state governing the conduct of attorneys to the same extent as an active member of the State Bar of Arizona, as provided in Ariz. R. Sup. Ct. Rule 46(b).
2. Applicant will review and comply with appropriate rules of procedure as required in the underlying cause.
3. Applicant understands and shall comply with the standards of conduct required of members of the State Bar of Arizona.

Verification

STATE OF Tyndall Air Force Base, Florida)

County of With the United States Armed Forces) ss.

I, Lanny L. Zieman, swear that all statements in the application are true, correct and complete to the best of my knowledge and belief.

Dated: 1/5/2017

Applicant's Signature: _____

SUBSCRIBED AND SWORN TO before me this 5th day of January, 2017, by

Lanny L. Zieman

Name of Applicant

NOTARY PUBLIC
OFFICE OF THE

STAFF JUDGE ADVOCATE

TITLE 10 UNITED STATE CODE

SECTION 1044(a)

Notary Public

IN THE MATTER OF THE APPLICATION OF)	
ARIZONA PUBLIC SERVICE COMPANY FOR A)	Docket No. E-01345A-16-0036
HEARING TO DETERMINE THE FAIR VALUE OF)	
UTILITY PROPERTY OF THE COMPANY FOR)	
RATEMAKING PURPOSES, TO FIX A JUST AND)	
REASONABLE RATE OF RETURN THEREON, TO)	
APPROVE RATE SCHEDULES DESIGNED TO)	
DEVELOP SUCH RETURN)	

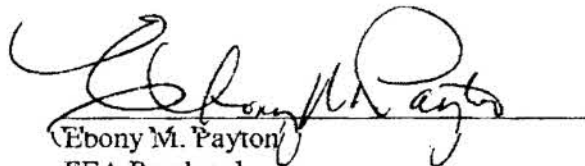
IN THE MATTER OF FUEL AND PURCHASE)	
POWER PROCUREMENT AUDITS FOR)	Docket No. E-01345A-16-0123
ARIZONA PUBLIC SERVICE COMPANY)	

CERTIFICATE OF SERVICE

Richard Gayer 526 W. Wilshire Drive Phoenix, Arizona 85003	Patricia Ferre P.O. Box 433 Payson, Arizona 85547
Anthony Wanger Alan Kierman Brittany DeLarenzo IO Data Centers, LLC 615 N 48 th Street Phoenix, Arizona 85008	Patrick Black Fennemore Craig, LLC 2394 E. Camelback Road, Suite 600 Phoenix, Arizona 85016
Thomas Loquvam Pinnacle West Capital Corporation P.O. Box 53999, MS 8692 Phoenix, Arizona 85072	Janice Alward Thomas Broderick Dwight Nodes 1200 W. Washington Phoenix, Arizona 85007
Kurt Boehm BOEHM, KURTZ & LOWRY 36 E. Seventh Str. Suite 1510 Cincinnati, Ohio 45202	Nicholas Enoch LUBIN & ENOCH, PC 349 N. Fourth Ave Phoenix, Arizona 85003
T. Hogan Arizona Center for Law in the Public Interest 514 W. Roosevelt Street Phoenix, Arizona 85003	Daniel Pozefsky RUCO 1110 West Washington, Suite 220 Phoenix, Arizona 85007
Greg Patterson MUNGER CHADWICK 916 W. Adams Suite 3 Phoenix, Arizona 85007	Timothy La Sota Arizona Corporation Commission Interim-Director Legal Division 1200 W. Washington Phoenix, Arizona 85007
Warren Woodward 55 Ross Circle Sedona, Arizona 86336	Thomas A. Jernigan AFCEC/JA-ULFSC 139 Barnes Drive, Suite 1 Tyndall AFB, FL 32403 Thomas.Jernigan.3@us.af.mil
Lanny L. Zieman AFLOA/JACE-ULFSC 139 Barnes Drive, Suite 1	Andrew J. Unsicker AFLOA/JACE-ULFSC 139 Barnes Drive, Suite 1

Tyndall AFB, FL 32403 <u>Lanny.Zieman.1@us.af.mil</u>	Tyndall AFB, FL 32403 <u>Andrew.Unsicker@us.af.mil</u>
Natalie A. Cepak AFLOA/JACE-ULFSC 139 Barnes Drive, Suite 1 Tyndall AFB, FL 32403 <u>Natalie.Cepak.2@us.af.mil</u>	Ebony Payton AFCEC/CN-ULFSC 139 Barnes Drive, Suite 1 Tyndall AFB, FL 32403 <u>Ebony.Payton.ctr@us.af.mil</u>

Dated this 11th day of January, 2016.


Ebony M. Payton
FEA Paralegal

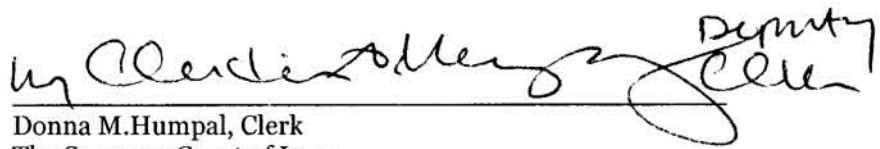
The Supreme Court of Iowa
THE STATE OF IOWA

Certification

STATE OF IOWA, ss.

I, *Donna M. Humpal*, Clerk of the Supreme Court of the State of Iowa, which court is the highest Court of said State, do hereby certify that *Lanny Laraldo Zieman* was admitted to practice as an Attorney and Counselor at Law in the Courts of said State by the Supreme Court of Iowa on April 17, 2009, and at the present time he is in good standing at the bar in this Court. *

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused to be affixed the Seal of said Court, in the City of Des Moines, this 16 day of December, 2016.


Donna M. Humpal, Clerk
The Supreme Court of Iowa

* Any requests for disciplinary history should be submitted to:
Iowa Supreme Court Attorney Disciplinary Board
1111 East Court Avenue
Des Moines IA 50319

Arizona Corporation Commission

In the matter of the application of Arizona)
Public Service Company for a hearing to)
determine the fair value of utility property of)
the company for ratemaking purposes to fix a)
just and reasonable rate of return thereon to)
approve rate schedules designed to develop)
such return.)
In the matter of fuel and purchase power)
procurement audits for Arizona public)
service company.)

CASE # E01345A-16-0036

E-01345A-16-0123

SBA App #1009973

**NOTICE OF RECEIPT OF
COMPLETE APPLICATION**

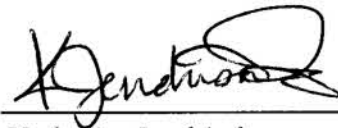
NOTICE IS HEREBY given by THE STATE BAR OF ARIZONA that it has received the
verified application and fee from Natalie A Cepak.

In addition to this application, applicant has made the following applications to appear pro hac
vice, pursuant to Rule 39, within the previous three (3) years:

Title of Matter	Court/Agency	Date	Granted?
-----------------	--------------	------	----------

Exhibit A, the original verified application and Exhibit B, the original Certificate(s) of Good
Standing are attached hereto.

DATED this 18th day of January 2017



Katherine Jendrisak
Resource Center Specialist
State Bar of Arizona

Original Mailed on this 18th day of January 2017 to:

Karen S White
U S Air Force Utility Law Field Support Center
139 Barnes Dr
Tyndall AFB, FL 32403



Attn: Pro Hac Vice Dept
P.O. Box 53099
Phoenix, AZ 85072-3099
Phone: 602-340-7239

For Official Use Only
App# 1009973
Bar Number# P199508

Overnight or Hand Delivery: 505.00
4201 N. 24th St., Ste 100
Phoenix, AZ 85016-6266
1/18/2017
visa

Application for Appearance Pro Hac Vice

PART I: Applicant Information

Name of Applicant: Natalie A. Cepak
Firm/Company Name: Federal Executive Agencies - U.S. Air Force Utility Law Field Support Center
Office Address: 139 Barnes Drive, Suite 1, Tyndall Air Force Base, FL 32403
Telephone: (850) 283-6348 Fax: _____ Email Address: Natalie.Cepak.2@us.af.mil
Residence Address: 111 Shoreview Drive, Panama City, FL 32444
Title of cause or case where applicant seeks to appear: In The Matter of the application of Arizona Public Service Company for a hearing to determine the fair value...
Docket Number: E-01345A-16-0036
Court, Board, or Administrative Agency: Arizona Corporation Commission
Party on whose behalf applicant seeks to appear: Federal Executive Agencies

Pursuant to Arizona Supreme Court Rule 39(a)(4), the applicant shall complete the information below:

Courts to Which Applicant Has Been Admitted: <small>(Attach additional pages if necessary)</small>	Date of Admission:	Bar Number:
<u>Supreme Court State of Texas</u>	<u>11/02/2012</u>	<u>24073486</u>
_____	_____	_____
_____	_____	_____
_____	_____	_____

☒ Applicant is a member in good standing in such courts.

☒ Applicant is not currently disbarred or suspended in any court.

Applicant ☐ is / ☒ is not (select one) currently subject to any pending disciplinary proceeding or investigation by any court, agency or organization authorized to discipline attorneys at law. If yes, specify the jurisdiction, nature of investigation and contact information of the disciplinary authority investigating on an additional page.

In the preceding three (3) years, applicant has filed applications to appear as counsel under Ariz. R. Sup. Ct., Rule 39(a) in the following:

Title of Matter:	Docket #:	Court or Agency:	App Granted? (Y/N)
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____

This case or cause ☐ is / ☒ is not (select one) a related or consolidated matter for which applicant has previously applied to appear pro hac vice in Arizona. If this matter is a related or consolidated with any previous application, Applicant certifies that he/she will review and comply with appropriate rules of procedure as required in the underlying cause.

If applicable, please provide related or consolidated matter application or docket# _____

PART II: Local Counsel Information

Name of Arizona Local Counsel: Karen S. White

State Bar of Arizona Number: 016820

Address: 139 Barnes Drive, Suite 1, Tyndall Air Force Base, FL 32403

Telephone: (850) 283-6575

Fax: _____

Email Address: Karen.White.13@us.af.mil

☒ Local Counsel is a member in good standing.

☒ Local Counsel associating with a nonresident attorney in a particular cause shall accept joint responsibility with the nonresident attorney to the client, to opposing parties and counsel, and to court, board, or administrative agency in that particular cause.

PART III: Parties and Certification

Name(s) of each party in this cause and name and address of all counsel of record:

Party:	Counsel of Record:	Address:
<u>See attached service list</u>	<u>See attached service list</u>	<u>See attached service list</u>
_____	_____	_____
_____	_____	_____
_____	_____	_____

Applicant is including with this application a nonrefundable application fee, payable to the State Bar of Arizona, in the amount of \$490.00. Fifteen percent of the non-refundable application fee paid pursuant to this section shall be deposited ☒ into a civil legal services fund to be distributed by the Arizona Foundation for Legal Services and Education entirely to approved legal services organizations, as that term is defined in subparagraph (f) of this rule.

Applicant is furnishing a certificate from the state bar or from the clerk of the highest admitting court of each state, territory, or insular possession of the United States in which the nonresident attorney has been admitted to practice law certifying the ☒ nonresident attorney's date of admission to such jurisdiction and the current status of the nonresident attorney's membership or eligibility to practice therein. The certificate furnished shall be no more than forty-five (45) days old.

Applicant certifies the following:

1. Applicant shall be subject to the jurisdiction of the courts and agencies of the State of Arizona and to the State Bar of Arizona with respect to the law of this state governing the conduct of attorneys to the same extent as an active member of the State Bar of Arizona, as provided in Ariz. R. Sup. Ct. Rule 46(b).
2. Applicant will review and comply with appropriate rules of procedure as required in the underlying cause.
3. Applicant understands and shall comply with the standards of conduct required of members of the State Bar of Arizona.

Verification

STATE OF Tyndall Air Force Base, Florida
County of With the United States Armed Forces ss.

I, Natalie A. Cepak, swear that all statements in the application are true, correct and complete to the best of my knowledge and belief.

Dated: 1/5/2017

Applicant's Signature: _____

SUBSCRIBED AND SWORN TO before me this 5th day of January, 2017, by

Natalie A. Cepak

Name of Applicant

**NOTARY PUBLIC
OFFICE OF THE
STAFF JUDGE ADVOCATE
TITLE 10 UNITED STATE CODE
SECTION 1044(a)**

Revised 12/28/15

Notary Public

IN THE MATTER OF THE APPLICATION OF)	
ARIZONA PUBLIC SERVICE COMPANY FOR A)	Docket No. E-01345A-16-0036
HEARING TO DETERMINE THE FAIR VALUE OF)	
UTILITY PROPERTY OF THE COMPANY FOR)	
RATEMAKING PURPOSES, TO FIX A JUST AND)	
REASONABLE RATE OF RETURN THEREON, TO)	
APPROVE RATE SCHEDULES DESIGNED TO)	
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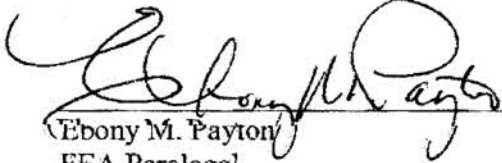
IN THE MATTER OF FUEL AND PURCHASE)	
POWER PROCUREMENT AUDITS FOR)	Docket No. E-01345A-16-0123
ARIZONA PUBLIC SERVICE COMPANY)	

CERTIFICATE OF SERVICE

Richard Gayer 526 W. Wilshire Drive Phoenix, Arizona 85003	Patricia Ferre P.O. Box 433 Payson, Arizona 85547
Anthony Wanger Alan Kierman Brittany DeLorenzo IO Data Centers, LLC 615 N 48 th Street Phoenix, Arizona 85008	Patrick Black Fennemore Craig, LLC 2394 E. Camelback Road, Suite 600 Phoenix, Arizona 85016
Thomas Loquvam Pinnacle West Capital Corporation P.O. Box 53999, MS 8692 Phoenix, Arizona 85072	Janice Alward Thomas Broderick Dwight Nodes 1200 W. Washington Phoenix, Arizona 85007
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T. Hogan Arizona Center for Law in the Public Interest 514 W. Roosevelt Street Phoenix, Arizona 85003	Daniel Pozefsky RUCO 1110 West Washington, Suite 220 Phoenix, Arizona 85007
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Warren Woodward 55 Ross Circle Sedona, Arizona 86336	Thomas A. Jernigan AFCEC/JA-ULFSC 139 Barnes Drive, Suite 1 Tyndall AFB, FL 32403 Thomas.Jernigan.3@us.af.mil
Lanny L. Zieman AFLOA/JACE-ULFSC 139 Barnes Drive, Suite 1	Andrew J. Unsicker AFLOA/JACE-ULFSC 139 Barnes Drive, Suite 1

Tyndall AFB, FL 32403 <u>Lanny.Zieman.1@us.af.mil</u>	Tyndall AFB, FL 32403 <u>Andrew.Unsicker@us.af.mil</u>
Natalie A. Cepak AFLOA/JACE-ULFSC 139 Barnes Drive, Suite 1 Tyndall AFB, FL 32403 <u>Natalie.Cepak.2@us.af.mil</u>	Ebony Payton AFCEC/CN-ULFSC 139 Barnes Drive, Suite 1 Tyndall AFB, FL 32403 <u>Ebony.Payton.ctr@us.af.mil</u>

Dated this 11th day of January, 2016.


Ebony M. Payton
FEA Paralegal

The Supreme Court of Texas

AUSTIN

CLERK'S OFFICE

I, **BLAKE HAWTHORNE**, Clerk of the Supreme Court of Texas, certify that the records of this office show that

Natalie Ann Cepak

was duly admitted and licensed as an attorney and counselor at law by the Supreme Court of Texas on the 2nd day of November, 2012.

I further certify that the records of this office show that, as of this date

Natalie Ann Cepak

is presently enrolled with the State Bar of Texas as an active member in good standing.

IN TESTIMONY WHEREOF witness my hand

and the seal of the Supreme Court of
Texas at the City of Austin, this, the
6th day of December, 2016.

BLAKE HAWTHORNE, Clerk

by 
Brad Sonogo, Deputy Clerk

No. 1206L